

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

Blue Spike, LLC,

Plaintiff,

v.

Texas Instruments, Inc., et al.,

Defendants.

CASE NO. 6:12-cv-499 MHS

LEAD CASE

Jury Trial Demanded

Blue Spike, LLC,

Plaintiff,

v.

CBS Corp. and Last.fm Ltd.,

Defendant.

CASE NO. 6:12-CV-594 LED

CONSOLIDATED CASE

Jury Trial Demanded

ORDER OF DISMISSAL WITHOUT PREJUDICE OF CBS CORP.

Pursuant to Fed. R. Civ. P. 41(a), recognizing the Motion to Dismiss filed by Plaintiff Blue Spike, LLC of the above-captioned litigation, it is ordered as follows:

ORDERED that the claims asserted herein by Plaintiff Blue Spike, LLC against Defendant CBS Corp. be, and hereby are, dismissed without prejudice.

ORDERED that the counterclaims and defenses asserted herein by Defendant CBS Corp. against Plaintiff Blue Spike, LLC be, and hereby are, dismissed without prejudice; and

ORDERED that the parties shall bear their own attorney's fees, expenses and costs.